

OFFICE OF
INSURANCE COMMISSIONER

6181 02/23/06

\$1,000.00 ✓

In the Matter of

No. D 05-426

NATIONAL BENEFIT LIFE
INSURANCE COMPANY,CONSENT ORDER
IMPOSING A FINE

An Authorized Insurer

Findings of Fact:

1. National Benefit Life Insurance Company ("National Benefit") is authorized to conduct insurance business in Washington State. It issues individual health insurance.
2. RCW 48.20.025(5) requires every insurer issuing or renewing individual health benefit plans in this state during the previous calendar year to file for review by the Insurance Commissioner supporting documentation of its actual loss ratio for its individual health benefit plans offered or renewed in the state for the preceding calendar year. This documentation must be filed with the Commissioner by the last day of May each year following the calendar year which is the subject of the documentation. The statute became effective on March 23, 2000.
3. National Benefit failed to timely file its documentation for calendar years 1999, 2001, 2002, 2003, 2004, and 2005. That documentation was filed on June 12, 2000; June 27, 2002; June 23, 2003; June 18, 2004; and June 23, 2005 respectively.

Conclusions of Law:

National Benefit Life Insurance Company's failure to file its calendar year loss ratios for 1999, 2001, 2002, 2003, 2004, and 2005 constituted five violations of RCW 48.20.025(5).

2. RCW 48.05.185 authorizes the Commissioner to impose a fine in lieu of or in addition to the suspension or revocation of an insurer's certificate of authority.

Consent to Order:

National Benefit life Insurance Company consents to the following, in order to resolve this matter without further legal or administrative proceedings, and the Insurance Commissioner consents to resolve this matter in consideration of the insurer's payment of a fine as set forth below.

1. National Benefit consents to entry of the foregoing Findings of Fact and Conclusions of Law, and acknowledges its duty to comply fully with all applicable statutes and regulations of the State of Washington, and waives further legal or administrative challenge to the actions taken, or to be taken, by the Insurance Commissioner related to the subject matter of this order.
2. Within thirty days of entry of this order, National Benefit Life Insurance Company will pay to the Office of the Insurance Commissioner a fine in the amount of \$1,000 (one thousand dollars).

Failure to pay the fine timely will constitute grounds for suspension or revocation of the certificate of authority held by National Benefit in the state of Washington. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner to recover the fine.

Executed this 3RD day of FEB, 2006.

NATIONAL BENEFIT LIFE INSURANCE CO

By: 

Printed Name: LARRY WARREN

Printed Corporate Title: EXECUTIVE V.P.

Order:

Pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner orders as follows:

1. National Benefit Life Insurance Company is ordered to pay, within thirty days of the entry of this Order, a fine in the amount of \$1,000 (one thousand dollars);

2. Failure to pay this fine timely and in full will constitute grounds for the suspension or revocation of the certificate of authority held by the insurer in the State of Washington. It will also result in a civil action being brought by the Attorney General on behalf of the Insurance Commissioner, to recover the fine.

Executed this 7th day of February, 2006

MIKE KREIDLER
Insurance Commissioner

By: Marcia G. Stickler

Marcia G. Stickler
Legal Affairs Division